

UNITED STATES DISTRICT COURT  
for the  
Eastern District of Michigan

United States of America	)	
v.	)	
ZACHARY AARON JOHNSON	)	Case No: <u>88-50070-10</u>
	)	USM No: <u>10507-039</u>
Date of Previous Judgment: <u>10/24/1989</u>	)	<u>David Koelzer</u>
(Use Date of Last Amended Judgment if Applicable)	)	<u>Defendant's Attorney</u>

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☐ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 324 months **is reduced to** 262.

**I. COURT DETERMINATION OF GUIDELINE RANGE** (Prior to Any Departures)

Previous Offense Level: <u>40</u>	Amended Offense Level: <u>38</u>
Criminal History Category: <u>II</u>	Criminal History Category: <u>II</u>
Previous Guideline Range: <u>324</u> to <u>405</u> months	Amended Guideline Range: <u>262</u> to <u>327</u> months

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

**III. ADDITIONAL COMMENTS**

Except as provided above, all provisions of the judgment dated 10/24/1989 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: <u>May 13, 2008</u>	s/Paul D. Borman
	Judge's signature

Effective Date: _____	Paul D. Borman, U.S. District Judge
(if different from order date)	Printed name and title